

Entered w/ RCE
dtd 6/9/09

0920.68318

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DMK
6/12/09

Applicant:	Jon Swanson et al.
Serial No.:	10/718,198
Conf. No.:	9804
Filed:	November 20, 2003
For:	DATA STREAM COMMUNICATION
Art Unit:	2416
Examiner:	Patel, Chandrahas B.

RESPONSE F

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Allowance mailed on March 10, 2009, Applicant submits a Request for Continued Examination herewith including a Supplemental IDS. The IDS identifies a U.S. Patent reference that has not been previously disclosed in this matter, and also lists a non-patent reference ("Avaya Multipoint Conferencing Unit" referred to herein as the "Avaya reference") that was originally disclosed in the IDS filed in this case on December 8, 2004.

The Avaya reference was previously submitted in this matter when the December 2004 IDS was first filed, and therefore need not be re-submitted. In reviewing the file, however, it is noted that the 1449 form of the December 2004 IDS as received from the Patent Office together with the June 27, 2007 Office Action fails to confirm that this Avaya reference was considered by the Examiner (Examiner's initials are not marked by reference confirming review). It is assumed that this was an oversight. The Avaya reference is re-